

EXECUTIVE SECRETARIAT

ROUTING SLIP

TO:

		ACTION	INFO	DATE	INITIAL
1	DCI				
2	DDCI				
3	EXDIR				
4	D/ICS				
5	DDI				
6	DDA	X			
7	DDO				
8	DDS&T				
9	Chm/NIC				
10	GC				
11	IG				
12	Compt				
13	D/OCA				
14	D/PAO				
15	D/PERS				
16	D/Ex Staff				
17					
18					
19					
20					
21					
22					

SUSPENSE

Date

Remarks

Executive Secretary

Date

3637 (10-81)

ROUTING AND TRANSMITTAL SLIP

Date

16 MAR 88

TO: (Name, office symbol, room number, building, Agency/Post)

Initials Date

1. DIRECTOR OF LOGISTICS

2.

3.

4.

5.

Action	File	Note and Return
Approval	For Clearance	Per Conversation
As Requested	For Correction	Prepare Reply
Circulate	For Your Information	See Me
Comment	Investigate	Signature
Coordination	Justify	

REMARKS

#1 - FOR ACTION AS APPROPRIATE.

DO NOT use this form as a RECORD of approvals, concurrences, disposals, clearances, and similar actions

FROM

Room No.—Bldg.

Phone No.

EXA/DDA

504

*U.S.GPO:1986-0-491-247/20047

OPTIONAL FORM 41 (Rev. 7-76)
Prescribed by GSA
FPMR (41 CFR) 101-11.206



General Services Administration
Office of Acquisition Policy
Washington, DC 20405

Executive Registry

88-0960X

March 3, 1988

DDA/REG
LOGGED

MEMORANDUM FOR AGENCY PRINTING AND DISTRIBUTION OFFICIALS

FROM:

PATRICIA A. SZERVO
ASSOCIATE ADMINISTRATOR
FOR ACQUISITION POLICY (V)

SUBJECT:

Rider requisitions for new General Services
Administration (GSA) publication -- LISTS OF
PARTIES EXCLUDED FROM FEDERAL PROCUREMENT OR
NONPROCUREMENT PROGRAMS

The Government Printing Office (GPO) is responsible for printing and distributing the General Services Administration's (GSA) Consolidated List of Debarred, Suspended, and Ineligible Contractors (CLDSIC). Federal agencies purchase their annual subscription requirements for this publication in bulk from GPO at cost, and provide for internal distribution through a central distribution facility within the agency or, for an additional postage charge, copies are delivered directly from the GPO contractor to designated locations.

The Office of Management and Budget (OMB) has assigned GSA the responsibility for developing, maintaining, and distributing a Governmentwide list of participants who are debarred, suspended, ineligible, or voluntarily excluded from programs and activities involving Federal financial and nonfinancial assistance and benefits (grants, loans, etc.) under Executive Order 12549 (Nonprocurement List). (OMB's final Guidelines for Nonprocurement Debarment and Suspension were published in the Federal Register on May 29, 1987, 52 FR 20360.)

In June 1988 GSA will replace the CLDSIC with a new two part publication entitled Lists of Parties Excluded from Federal Procurement or Nonprocurement Programs, which will contain both the CLDSIC and the Nonprocurement List. GPO will automatically distribute the new publication according to the requirements furnished to GPO by the agency printing and distribution official under GSA's Open Requisition No. 8-00174 for the CLDSIC. However, some agencies may need to update their requirements, or establish new requirements as a result of the agency's need to disseminate information on the Nonprocurement List.

Your office should either verify and update your agency's distribution requirements or, if appropriate, establish new requirements for the Lists of Parties Excluded from Federal Procurement or Nonprocurement Programs.

To order copies of the new publication, please submit a Standard Form 1, "Printing and Binding Requisition", through your agency headquarters office in Washington, DC. This "rider" requisition on GSA's print order should reference the new publication by name (Lists of Parties Excluded from Federal Procurement or Nonprocurement Programs), and GSA's Open Requisition No. 8-00174. The price per subscription is not yet available; however, agencies ordering in bulk will receive subscriptions to the new publication at cost. Please forward the form to Robert Cox, Superintendent of Departmental Account Representative Division, U.S. Government Printing Office (GPO), Room C-830, Washington, DC 20401. Requisitions should be forwarded to GPO as soon as possible and not later than April 1, 1988.

Subscriptions for the publication must be renewed each fiscal year to ensure continued receipt of the publication.

Enclosure: Memorandum to Heads of Executive Departments and Agencies

cc:



General Services Administration
Office of Acquisition Policy
Washington, DC 20405

Executive Registry

88-0960X/1

March 3, 1988

MEMORANDUM FOR THE HEADS OF EXECUTIVE DEPARTMENTS AND AGENCIES

FROM:

PATRICIA A. SZERVO
ASSOCIATE ADMINISTRATOR
FOR ACQUISITION POLICY (V)

SUBJECT:

Governmentwide Nonprocurement Debarment and
Suspension System pursuant to Executive Order
12549

This memorandum requests information regarding your agency's nonprocurement (grants, loans, etc.) suspension and debarment activities to enable the General Services Administration (GSA) to compile and publish a list of parties excluded from Federal nonprocurement programs.

Executive Order (E.O.) 12549, Debarment and Suspension, February 18, 1986, authorized the establishment of a Governmentwide system for excluding, in appropriate cases, parties (both individuals and legal entities) from participation in Federal financial and nonfinancial assistance programs and activities. The Office of Management and Budget's (OMB) guidelines for implementing E.O. 12549, 52 FR 20360, May 29, 1987, assigns GSA responsibility for developing, maintaining, and distributing a list of persons excluded from nonprocurement programs. (Nonprocurement List).

Agencies are encouraged by the OMB Guidelines to integrate administration of procurement and nonprocurement suspension and debarment programs. OMB Guidelines ____ .110(c). GSA has published the Consolidated List of Debarred, Suspended, and Ineligible Contractors, which identifies firms and individuals excluded from Federal procurement programs, since OMB issued Office of Federal Procurement Policy Letter 82-1 in June of 1982. The publication also lists contractors excluded from personal property sales pursuant to Federal Property Management Regulation (FPMR) 101-45.6.

In accordance with the recommendation of the Interagency Committee on Debarment and Suspension, GSA plans to issue and maintain a new publication entitled List of Parties Excluded from Federal Procurement or Nonprocurement Programs, in a two part format with separate lists for procurement and nonprocurement exclusionary actions.

- 2 -

A notice of the issuance of this new publication is being provided to agency printing and distribution officials together with instructions for subscribing to the new publication (Enclosure 1). Please ensure that subscription procedures are communicated to grantees and other entities that will use the Nonprocurement List. GSA plans to distribute the first issue of the new publication in June 1988 in order to include entries for actions taken under the authority of E.O. 12549 after the May 1988 implementation date.

In accordance with the OMB Guidelines, Subpart E, please submit the following information to the General Services Administration, Office of GSA Acquisition Policy and Regulations (VP), Room 4027, 18th and F Streets, NW, Washington, DC 20405, on or before March 25, 1988:

1. The name, address, and telephone number of the individual(s) designated as your agency liaison. OMB Guidelines, .505(a). GSA prefers that you designate a single liaison. However, agencies may designate up to three individuals in order to accommodate the different agency structures. Agencies that designate more than one individual should identify the types of actions that each individual will handle.
2. An assessment of the adequacy of GSA's proposed cause and treatment codes for the Nonprocurement List. (Enclosure 2). GSA encourages agencies to involve their General Counsel's Office, or other appropriate legal staff, in the assessment process. GSA will not include parties proposed for debarment, pursuant to E.O. 12549, on the Nonprocurement List since these actions are not effective Governmentwide. OMB Guidelines .315.
3. Whether your agency would like to include actions taken prior to implementation of E.O. 12549 on the Nonprocurement List. There is no requirement in the OMB Guidelines for the inclusion of these entries in the Nonprocurement List. GSA is willing to assume this responsibility in an effort to minimize duplication of effort, and to establish a comprehensive list of nonprocurement exclusionary actions. However, these exclusionary lists must be reviewed by Subcommittee 4 (Content of the List) of the Interagency Committee on Debarment and Suspension, in order to determine whether any or all of these actions are appropriate for inclusion. If appropriate, the entries from existing exclusionary lists will be included on the Nonprocurement List with an annotation indicating that the actions were taken prior to implementation of E.O. 12549 and, accordingly, are not effective Governmentwide.

If you, or your staff, have any questions regarding Item 1, please contact Ms. Mary P. Meredith (202)/FTS 523-4764. Mr. James F. Drummond, Jr., on (202)/FTS 523-4768 should be contacted regarding Items 2 and 3.

- 3 -

GSA looks forward to working with your agency to develop and maintain the Nonprocurement List. Thank you for your cooperation.

Enclosures

cc:

STAT


 Chf Printing &

photo Div
Central Intelligence Agency
Room 158
Printing Photography Building
Washington, DC 20505

EXECUTIVE SECRETARIAT

ROUTING SLIP

TO:

		ACTION	INFO	DATE	INITIAL
1	DCI				
2	DDCI				
3	EXDIR				
4	D/ICS				
5	DDI				
6	DDA		X		
7	DDO				
8	DDS&T				
9	Chm/NIC				
10	GC				
11	IG				
12	Compt				
13	D/OCA				
14	D/PAO				
15	D/PERS				
16	D/Ex Staff				
17					
18					
19					
20					
21					
22					
SUSPENSE		Date			

Remarks

3637 (10-81)

Executive Secretary

15 Mar '88

Date



General Services Administration
Office of Acquisition Policy
Washington, DC 20405

Executive Registry

88-0960X/1

March 9, 1988

MEMORANDUM FOR THE HEADS OF EXECUTIVE DEPARTMENTS AND AGENCIES

FROM:

IDA M. USTAD
DIRECTOR

OFFICE OF GSA ACQUISITION POLICY AND REGULATIONS

SUBJECT:

Enclosure to Memorandum dated March 3, 1988,
entitled "Governmentwide Nonprocurement Debarment
and Suspension System pursuant to Executive Order
12549"

Enclosure 2 "Proposed Cause and Treatment Codes" was
inadvertently not included with the subject memorandum when it
was mailed to your office. Accordingly, we are forwarding a
complete copy of the memorandum with appropriate enclosures.

We regret any inconvenience this may have caused you.

Enclosures

DCI
EXEC
REG



General Services Administration
Office of Acquisition Policy
Washington, DC 20405

March 3, 1988

MEMORANDUM FOR THE HEADS OF EXECUTIVE DEPARTMENTS AND AGENCIES

FROM:

PATRICIA A. SZERVO
ASSOCIATE ADMINISTRATOR
FOR ACQUISITION POLICY (V)

SUBJECT:

Governmentwide Nonprocurement Debarment and
Suspension System pursuant to Executive Order
12549

This memorandum requests information regarding your agency's nonprocurement (grants, loans, etc.) suspension and debarment activities to enable the General Services Administration (GSA) to compile and publish a list of parties excluded from Federal nonprocurement programs.

Executive Order (E.O.) 12549, Debarment and Suspension, February 18, 1986, authorized the establishment of a Governmentwide system for excluding, in appropriate cases, parties (both individuals and legal entities) from participation in Federal financial and nonfinancial assistance programs and activities. The Office of Management and Budget's (OMB) guidelines for implementing E.O. 12549, 52 FR 20360, May 29, 1987, assigns GSA responsibility for developing, maintaining, and distributing a list of persons excluded from nonprocurement programs. (Nonprocurement List).

Agencies are encouraged by the OMB Guidelines to integrate administration of procurement and nonprocurement suspension and debarment programs. OMB Guidelines ____ .110(c). GSA has published the Consolidated List of Debarred, Suspended, and Ineligible Contractors, which identifies firms and individuals excluded from Federal procurement programs, since OMB issued Office of Federal Procurement Policy Letter 82-1 in June of 1982. The publication also lists contractors excluded from personal property sales pursuant to Federal Property Management Regulation (FPMR) 101-45.6.

In accordance with the recommendation of the Interagency Committee on Debarment and Suspension, GSA plans to issue and maintain a new publication entitled List of Parties Excluded from Federal Procurement or Nonprocurement Programs, in a two part format with separate lists for procurement and nonprocurement exclusionary actions.

- 2 -

A notice of the issuance of this new publication is being provided to agency printing and distribution officials together with instructions for subscribing to the new publication (Enclosure 1). Please ensure that subscription procedures are communicated to grantees and other entities that will use the Nonprocurement List. GSA plans to distribute the first issue of the new publication in June 1988 in order to include entries for actions taken under the authority of E.O. 12549 after the May 1988 implementation date.

In accordance with the OMB Guidelines, Subpart E, please submit the following information to the General Services Administration, Office of GSA Acquisition Policy and Regulations (VP), Room 4027, 18th and F Streets, NW, Washington, DC 20405, on or before March 25, 1988:

1. The name, address, and telephone number of the individual(s) designated as your agency liaison. OMB Guidelines, .505(a). GSA prefers that you designate a single liaison. However, agencies may designate up to three individuals in order to accommodate the different agency structures. Agencies that designate more than one individual should identify the types of actions that each individual will handle.

2. An assessment of the adequacy of GSA's proposed cause and treatment codes for the Nonprocurement List. (Enclosure 2). GSA encourages agencies to involve their General Counsel's Office, or other appropriate legal staff, in the assessment process. GSA will not include parties proposed for debarment, pursuant to E.O. 12549, on the Nonprocurement List since these actions are not effective Governmentwide. OMB Guidelines .315.

3. Whether your agency would like to include actions taken prior to implementation of E.O. 12549 on the Nonprocurement List. There is no requirement in the OMB Guidelines for the inclusion of these entries in the Nonprocurement List. GSA is willing to assume this responsibility in an effort to minimize duplication of effort, and to establish a comprehensive list of nonprocurement exclusionary actions. However, these exclusionary lists must be reviewed by Subcommittee 4 (Content of the List) of the Interagency Committee on Debarment and Suspension, in order to determine whether any or all of these actions are appropriate for inclusion. If appropriate, the entries from existing exclusionary lists will be included on the Nonprocurement List with an annotation indicating that the actions were taken prior to implementation of E.O. 12549 and, accordingly, are not effective Governmentwide.

If you, or your staff, have any questions regarding Item 1, please contact Ms. Mary P. Meredith (202)/FTS 523-4764. Mr. James F. Drummond, Jr., on (202)/FTS 523-4768 should be contacted regarding Items 2 and 3.

- 3 -

GSA looks forward to working with your agency to develop and maintain the Nonprocurement List. Thank you for your cooperation.

Enclosures

cc:



General Services Administration

Office of Acquisition Policy

Washington, DC 20405

March 3, 1988

MEMORANDUM FOR AGENCY PRINTING AND DISTRIBUTION OFFICIALS

FROM: PATRICIA A. SZARVO
ASSOCIATE ADMINISTRATOR
FOR ACQUISITION POLICY (V)

SUBJECT: Rider requisitions for new General Services
Administration (GSA) publication -- LISTS OF
PARTIES EXCLUDED FROM FEDERAL PROCUREMENT OR
NONPROCUREMENT PROGRAMS

The Government Printing Office (GPO) is responsible for printing and distributing the General Services Administration's (GSA) Consolidated List of Debarred, Suspended, and Ineligible Contractors (CLDSIC). Federal agencies purchase their annual subscription requirements for this publication in bulk from GPO at cost, and provide for internal distribution through a central distribution facility within the agency or, for an additional postage charge, copies are delivered directly from the GPO contractor to designated locations.

The Office of Management and Budget (OMB) has assigned GSA the responsibility for developing, maintaining, and distributing a Governmentwide list of participants who are debarred, suspended, ineligible, or voluntarily excluded from programs and activities involving Federal financial and nonfinancial assistance and benefits (grants, loans, etc.) under Executive Order 12549 (Nonprocurement List). (OMB's final Guidelines for Nonprocurement Debarment and Suspension were published in the Federal Register on May 29, 1987, 52 FR 20360.)

In June 1988 GSA will replace the CLDSIC with a new two part publication entitled Lists of Parties Excluded from Federal Procurement or Nonprocurement Programs, which will contain both the CLDSIC and the Nonprocurement List. GPO will automatically distribute the new publication according to the requirements furnished to GPO by the agency printing and distribution official under GSA's Open Requisition No. 8-00174 for the CLDSIC. However, some agencies may need to update their requirements, or establish new requirements as a result of the agency's need to disseminate information on the Nonprocurement List.

Your office should either verify and update your agency's distribution requirements or, if appropriate, establish new requirements for the Lists of Parties Excluded from Federal Procurement or Nonprocurement Programs.

- 2 -

To order copies of the new publication, please submit a Standard Form 1, "Printing and Binding Requisition", through your agency headquarters office in Washington, DC. This "rider" requisition on GSA's print order should reference the new publication by name (Lists of Parties Excluded from Federal Procurement or Nonprocurement Programs), and GSA's Open Requisition No. 8-00174. The price per subscription is not yet available; however, agencies ordering in bulk will receive subscriptions to the new publication at cost. Please forward the form to Robert Cox, Superintendent of Departmental Account Representative Division, U.S. Government Printing Office (GPO), Room C-830, Washington, DC 20401. Requisitions should be forwarded to GPO as soon as possible and not later than April 1, 1988.

Subscriptions for the publication must be renewed each fiscal year to ensure continued receipt of the publication.

Enclosure: Memorandum to Heads of Executive Departments and Agencies

cc:

Proposed Cause and Treatment Codes for Nonprocurement
Exclusions under Executive Order 12549

1. CAUSE: Debarment by any Federal agency pursuant to Executive Order 12549, and the debarring agency's implementing regulations for one or more of the following causes: (a) conviction or a civil judgment for any offense indicating a lack of business integrity; (b) serious violation of the terms of a public agreement or transaction; or, (c) other serious causes, as specified in the debarring agency's implementing regulations, that adversely affect a party's present responsibility.

TREATMENT: Listed parties are excluded from participation as a participant or as a principal in all covered transactions of all agencies except subcontracts or subagreements below \$25,000. Accordingly, agencies and participants shall not make awards to or agree to participation by such parties, unless the agency head or an authorized designee makes a written determination stating the reasons for doing so. Debarments are for a specified term, determined by the debarring agency, as listed.

NOTE: Covered transactions, participants, and principals are defined in the debarring agency's implementing regulations. These regulations were published at _____ FR _____ on _____.

2. CAUSE: Suspension by any Federal agency pursuant to Executive Order 12549 and the suspending agency's implementing regulations based on an indictment, or other adequate evidence (a) to suspect, the commission of an offense indicating a lack of business integrity, or (b) that a cause for debarment under the agency regulations implementing E.O. 12549 may exist.

TREATMENT: Same as Code 1. Suspensions are temporary actions and the period of suspension is indefinite. Therefore, no termination date will be listed.

3. CAUSE: Acceptance of a voluntary exclusion in accordance with the terms of an agreement with a Federal agency settling a debarment or suspension action.

TREATMENT: In accordance with the excluding agency implementing regulations, these listings are for informational purposes only. Awarding agencies must contact the agency taking the action to ascertain the extent of the exclusion, or the limit on the person's participation, in covered transactions.

4. CAUSE: Excluded on the basis of an ineligibility determination or debarment decision made pursuant to applicable statutes, Executive Orders, or regulatory authority other than Executive Order 12549 and its agency implementing and supplementing regulations. Subcodes 4A through 4E identify the causes for such exclusions.

TREATMENT: The extent of the exclusion from participation and the transactions covered by the exclusion, are specified by the applicable statute, Executive Order or regulation. Subcodes 4A thru 4E describe the treatment to be accorded excluded parties.

4A. CAUSE: Debarred by the Comptroller General for violation of the Davis-Bacon Act (40 U.S.C. 276a-2(a)).

TREATMENT: The contractor, or any firm, corporation, partnership, or association in which the contractor has an interest, is ineligible to receive any contract or subcontract of the United States or District of Columbia, and any contract or subcontract subject to the labor standards provisions of the statutes listed in 29 CFR 5.1 (see Code 4B). Debarment is for a three-year period to terminate on the date shown.

4B. CAUSE: Declared ineligible by the Secretary of Labor under the authority granted in Reorganization Plan No. 14 of 1950 and based on a violation of one or more of the labor standards provisions of one or more of the following Federal statutes: Contract Work Hours and Safety Standards Act, 40 U.S.C. 327, et seq.; Copeland Act, 40 U.S.C. 276c; Hospital Survey and Construction Act, as amended by the Hospital and Medical Facilities Amendments of 1964, 42 U.S.C. 291e(a)(5); United States Housing Act of 1937, as amended, 42 U.S.C. 1437j; National Housing Act 12 U.S.C. 1715c, as amended; Housing Act of 1949, 42 U.S.C. 1459; Housing Act of 1961, 42 U.S.C. 1500c-3; Housing and Urban Development Act of 1965, 42 U.S.C. 3107; Federal-Aid Highway, Acts 23 U.S.C. 113; Federal Water Pollution Control Act, 33 U.S.C. 1372; Postal Reorganization Act, 39 U.S.C. 410(b)(4)(c); Public Works and Economic Development Act of 1965, 42 U.S.C. 3222; Housing and Community Development Act of 1974, 42 U.S.C. 5310; Health Professions Educational Assistance Act, 42 U.S.C. 293a(c)(7); Appalachian Regional Development Act of 1965 (40 U.S.C. App. 402); Urban Mass Transportation Act of 1964, 40 U.S.C. 1609; Housing Act of 1950 (12 U.S.C. 1749a(f); Housing Act of 1959 (12 U.S.C. 1701q(c)(3); Commercial Fisheries Research and Development Act of 1964 (16 U.S.C. 779e); National Technical Institute for the Deaf Act (20 U.S.C. 684(b)(5); National Foundation on the Arts and Humanities Act of 1965 (20 U.S.C. 954(j)); Elementary and Secondary Education Act of 1965, as amended by Elementary and Secondary and other Educational Amendments of 1969 and 1981 (20 U.S.C. 1232(b)); Indian Self Determination and Education Assistance Act (25 U.S.C. 450e); Indian Health Care Improvement Act (25 U.S.C. 1633(b)); Rehabilitation Act of 1973 (29 U.S.C. 776(b)(5)); Job Training and Placement Act of 1983; Veterans Nursing Home Care Act of 1964 (38 U.S.C. 5035(a)(8)); National Visitors Center Facilities Act of 1966 (40 U.S.C. 808); Health Services Research, Health Statistics, and Medical Libraries Act of 1974 (42 U.S.C. 242m(h)(2)); Nurse Training Act of 1964 (42 U.S.C. 296a(b)(5)); Heart Disease, Cancer, and Stroke Amendments of 1965 (42 U.S.C. 299d(b)(4)); Safe Drinking Water Act (42 U.S.C. 300j-9(e));

National Health Planning and Resources Act (42 U.S.C. 300 o-3(b)(1)(H)); Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3310; 12 U.S.C. 1715c; 42 U.S.C. 1437j); Defense Housing and Community Facilities and Services Act of 1951 (42 U.S.C. 1592i); Special Health Revenue Sharing Act of 1975 (42 U.S.C. 2689j(a)(5)); Economic Opportunity Act of 1964 (42 U.S.C. 2947); Headstart, Economic Opportunity and Community Partnership Act of 1974 (42 U.S.C. 2992a); Older Americans Acts of 1965 (42 U.S.C. 3041a(a)(4)); Juvenile Delinquency Prevention Act (42 U.S.C. 3884); New Communities Act of 1968 (42 U.S.C. 3909); Urban Growth and New Community Development Act of 1970 (42 U.S.C. 4529); Domestic Volunteers Service Act of 1973 (42 U.S.C. 5046); Developmentally Disabled Assistance and Bill of Rights Act (42 U.S.C. 6042(4); 42 U.S.C. 6063(b)(19)); National Energy Conservation Policy Act (42 U.S.C. 6371j); Public Works Employment Act of 1976 (42 U.S.C. 6708; 42 U.S.C. 6728); Energy Conservation and Production Act (U.S.C. 6881(h)); Solid Waste Disposal Act (42 U.S.C. 6979); Rail Passenger Service Act of 1970 (45 U.S.C. 565(d)); Highway Speed Ground Transportation Study (49 U.S.C. 1636(b)); Airport and Airway Development Act of 1970 (49 U.S.C. 1722(b)); Federal Civil Defense Act of 1950 (50 U.S.C. App. 2281); National Capitol Transportation Act of 1965 (40 U.S.C. 682(b)(4)); Delaware River Basin Compact (Sec. 15.1, 75 Stat. 714, Pub. L. 87-328); Energy Security Act (42 U.S.C. 8701 note).

TREATMENT: The contractor, or any firm, corporation, partnership, or association in which the contractor has a substantial interest, is ineligible to receive any contract or subcontract for work subject to the labor standards provisions of any of the listed statutes. Debarment is for a period determined by the Secretary of Labor, not to exceed three years, to terminate on the date shown.

4C. CAUSE: Debarred by any Federal agency for violation of the Buy American Act (41 U.S.C. 10b(b)).

TREATMENT: Offers shall not be solicited from, nor contracts or subcontracts for the construction, alteration, or repair of public buildings or works be awarded to the listed contractor. The contractor may be solicited for offers and awarded contracts for other than construction, alteration, or repair of public buildings or works. Debarment will terminate on the date shown.

4D. CAUSE: Declared ineligible by the Director, Office of Federal Contract Compliance, Department of Labor, in accordance with Executive Order 11246 and based on the contractor's failure to satisfy its obligations under the Equal Opportunity Clause of a Federal contract.

TREATMENT: Contractor is ineligible for the award of any contract or subcontract funded in whole, or in part, with Federal funds from any agency, or for the extension or other modification of existing contracts or subcontracts. Ineligibility is for an

indefinite period of time pending contractor's compliance with the executive order and implementing regulations. Therefore, no termination date will be listed.

4E. CAUSE: Facility declared ineligible for use in Federal grants and loans by the Administrator of the Environmental Protection Agency pursuant to the Clean Air Act (42 U.S.C. 1857h-4); the Federal Water Pollution Control Act, (33 U.S.C. 1368); and Executive Order 11738. Ineligibility is based on noncompliance with clean air or water standards resulting in a conviction under 113(c)(1) of the Air Act or 309(c) of the Water Act (listed as "4F1") or other action (listed as "4F2").

TREATMENT: No agency shall enter into, renew, or extend any non-exempt grant, loan, or contract or subcontract there under, where a listed facility would be used for such a grant loan, contract or subcontract. Ineligibility is for an indefinite period until terminated by the Administrator. Therefore, no termination date will be listed.

Such a grant, loan, contract or subcontract is exempt from the ineligibility determination if it does not exceed \$100,000, or its purpose is to assist a facility to comply with any law or regulation relating to environmental pollution. However, this exemption does not apply where the facility is listed as 4F1. See 40 CFR 15.5 for additional information concerning exemptions.